

AMENDED IN ASSEMBLY AUGUST 24, 2012

AMENDED IN ASSEMBLY AUGUST 20, 2012

AMENDED IN ASSEMBLY JUNE 15, 2012

AMENDED IN SENATE JANUARY 11, 2012

AMENDED IN SENATE JANUARY 4, 2012

AMENDED IN SENATE APRIL 28, 2011

AMENDED IN SENATE APRIL 25, 2011

AMENDED IN SENATE APRIL 14, 2011

AMENDED IN SENATE MARCH 29, 2011

---

---

**SENATE BILL**

**No. 447**

**Introduced by Senator DeSaulnier**

February 16, 2011

---

---

An act to amend, repeal, and add Section 11019.7 of, and to add Section 11019.75 to, the Government Code, relating to state agencies.

LEGISLATIVE COUNSEL'S DIGEST

SB 447, as amended, DeSaulnier. State agencies: communications: social security numbers.

Existing law prohibits a state agency, as defined, from sending any outgoing United States mail to an individual that contains personal information about that individual, including, among other things, the individual's social security number, unless that personal information is contained within sealed correspondence and cannot be viewed from the outside of that sealed correspondence.

This bill would, on and after January 1, 2015, prohibit a state agency, unless required by federal law, from sending any communication to any individual that contains more than the last 4 digits of the social security number of that individual, as specified. The bill would also make conforming changes.

Vote: majority. Appropriation: no. Fiscal committee: yes.

State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 11019.7 of the Government Code is  
2 amended to read:

3 11019.7. (a) No state agency shall send any outgoing United  
4 States mail to an individual that contains personal information  
5 about that individual, including, but not limited to, the individual's  
6 social security number, telephone number, driver's license number,  
7 or credit card account number, unless that personal information is  
8 contained within sealed correspondence and cannot be viewed  
9 from the outside of that sealed correspondence.

10 (b) "Outgoing United States mail" for the purposes of this  
11 section includes correspondence sent via a common carrier,  
12 including, but not limited to, a package express service and a  
13 courier service.

14 (c) Notwithstanding subdivision (a) of Section 11000, "state  
15 agency" includes the California State University.

16 (d) This section shall remain in effect only until January 1, 2015,  
17 and as of that date is repealed, unless a later enacted statute, that  
18 is enacted before January 1, 2015, deletes or extends that date.

19 ~~SEC. 2. Section 11019.7 is added to the Health and Safety~~  
20 ~~Code, to read:~~

21 *SEC. 2. Section 11019.7 is added to the Government Code, to*  
22 *read:*

23 11019.7. (a) No state agency shall send any outgoing United  
24 States mail to an individual that contains personal information  
25 about that individual, including, but not limited to, the individual's  
26 social security number, telephone number, driver's license number,  
27 or credit card account number, unless that personal information is  
28 contained within sealed correspondence and cannot be viewed  
29 from the outside of that sealed correspondence.

1 (b) “Outgoing United States mail” for the purposes of this  
2 section includes correspondence sent via a common carrier,  
3 including, but not limited to, a package express service and a  
4 courier service.

5 (c) Notwithstanding subdivision (a) of Section 11000, “state  
6 agency” includes the California State University.

7 (d) For purposes of this section, “social security number” means  
8 a full social security number, only when required by federal law,  
9 or the last four digits of a social security number.

10 (e) This section shall become operative on January 1, 2015.

11 SEC. 3. Section 11019.75 is added to the Government Code,  
12 to read:

13 11019.75. (a) Unless required by federal law, a state agency  
14 shall not send any communication to any individual that contains  
15 more than the last four digits of the social security number of that  
16 individual.

17 (b) With respect to a communication sent by mailing, this section  
18 shall only apply to a mailing that is sent to a natural person.

19 (c) Notwithstanding subdivision (a) of Section 11000, for  
20 purposes of this section, “state agency” includes the California  
21 State University.

22 (d) This section shall become operative on January 1, 2015.